

- d. Expert witnesses retained in connection with this litigation, only to the extent such disclosure is reasonably necessary to assist them in the preparation or conduct of this litigation; and
- e. Potential witnesses and deponents to whom counsel, in good faith, believe that the disclosure is reasonably necessary to assist them in the litigation.

5. At the conclusion of this litigation, whether by final judgment, dismissal or otherwise, or the exhaustion of any appeals, counsel of record in this litigation must return to the other party copies of any "confidential information" as defined by the terms of this Order.

6. The terms of this Order shall survive any settlement, discontinuance, dismissal, severance, judgment or other disposition of this litigation, and the Court shall have jurisdiction to enforce the terms of this Order.

7. Nothing in this Order shall prevent any party, after providing notice to all other parties, from applying to the Court for modification of this Protective Order.

8. The confidential information described above will be used for the purposes of this case only and for no other purpose.

IT IS SO ORDERED.

DATED July 14, 2005.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**